

REMARKS

Claims 13-20 and 33-111, which are directed toward non-elected subject matter, are canceled without prejudice. Claims 1-12, 21-32, and new claims 112-116 will be pending in the present application upon entry of this amendment. Claims 1 and 21 are amended to include subject matter within the scope of the invention that encompasses the elected compound (designated compound **A**FE), as defined in the Office Action mailed June 7, 2006. Applicant reserves the right to pursue the canceled subject matter of claims 1 and 21 in one or more divisional or continuation applications. Claims 112-116 are added to define further the subject matter that Applicant regards as his invention. No new matter is added by these amendments.

Claim 112 is directed toward the compound designated **A**FE in the above-identified application. Compound **A**FE is the species identified in Applicant's paper filed April 14, 2006 in response to the Restriction Requirement and species election imposed in the Office Action mailed March 14, 2006. Support for new claim 112, is found *inter alia* at page 21, line 7, and at page 113, lines 2-14 of the specification as filed. The compound of claim 112 is a compound of Formula I(a) of claim 1 in which Ar₁ and Ar₂ are both phenyl; m = 1; p = 0; q = 0; G is -CH₂C(O)NH₂; and R₁ is -C(O)N(CH₃)₂.

Claims 113-116 are directed toward compounds that fall within the scope of Formula I(a) of claim 1, as set forth by the Examiner at page 4, second paragraph of the Office Action mailed June 7, 2006. Applicant notes that the compound of new claim 116 corresponds to that of canceled claim 111, which was previously identified by the Examiner as not within elected Group I. However, Applicant notes that the compound of new claim 116 does fall within the scope of the invention as defined by the Examiner in the Office Action of June 7, 2006. Applicant respectfully requests that the Examiner clarify this apparent discrepancy.

Support for new claim 113, which is directed toward the compound designated **A**CZ, is found in the specification as filed at page 110, lines 11-14, and at page 19, line 12. The compound of claim 113 is a compound of Formula I(a) of claim 1 in which Ar₁ and Ar₂ are both phenyl; m = 1; p = 0; q = 0; G is -CH₂C(O)NH₂; and R₁ is -CN.

Support for new claim 114, which is directed toward the compound designated **A**CY, is found in the specification as filed at page 110, lines 11-14, and at page 19, line 11. The

compound of claim 114 is a compound of Formula I(a) of claim 1 in which Ar₁ and Ar₂ are both phenyl; m = 1; p = 0; q = 0; G is -H; and R₁ is -CN.

Support for new claims 115, which is directed toward the compound depicted therein, is found in the specification as filed at page 10, lines 27-28 (where R₄ is H (page 4, line 4)), and at page 2, line 16 through page 3, line 14; *i.e.* the compound of claim 115 is a compound of Formula I(a) of claim 1 in which Ar₁ and Ar₂ are both phenyl; m = 1; p = 0; q = 0; G is -CH₂C(O)OH; and R₁ is -C(O)N(CH₃)₂.

Support for new claims 116, which is directed toward the compound designated **AFD**, is found in claim 111 of the specification as filed, as well as at page 21, line 6; at page 16, lines 19-20 (Ar₁ and Ar₂ are both phenyl; m = 1; p = 0; q = 0; and G is H) and at page 14, lines 18-19 (R₁ is -C(O)N(CH₃)₂); *i.e.* the compound of claim 116 is a compound of Formula I(a) of claim 1 in which Ar₁ and Ar₂ are both phenyl; m = 1; p = 0; q = 0; G is H; and R₁ is -C(O)N(CH₃)₂.

CONCLUSION

Applicant respectfully requests that the present amendments and remarks be entered and made of record in the instant application. An early allowance of the application is earnestly requested. If any issues remain in connection herewith, the Examiner is respectfully invited to telephone the undersigned to discuss the same.

No fee is believed to be due for this amendment. However, if it is determined that a fee is due, please charge the required amount to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Date: October 6, 2006

Samuel B. Abrams 30,605
Samuel B. Abrams (Reg. No.)

By: Michael J. Ryan 41,283
Michael J. Ryan (Reg. No.)

JONES DAY
222 East 41st Street
New York, New York 10017
(212) 326-3939